

ASSEMBLY BILL

No. 711

Introduced by Assembly Member Emmerson

February 22, 2007

An act to amend Section 7027.5 of the Business and Professions Code, relating to contractors.

LEGISLATIVE COUNSEL'S DIGEST

AB 711, as introduced, Emmerson. Contractors: landscape contractors.

Existing law, the Contractors' State License Law, creates the Contractors' State License Board within the Department of Consumer Affairs and provides for the licensing and regulation of contractors. Existing law authorizes a landscape contractor working within the classification of his or her license to enter into a prime contract for the construction of a swimming pool, spa, or hot tub, provided that the improvements are included within a landscape project that the landscape contractor is supervising and are subcontracted to a single licensed swimming pool contractor or are performed by the landscape contractor who is a licensed swimming pool contractor.

This bill would authorize a landscape contractor working within the classification of his or her license to enter into a prime contract for the construction of an outdoor cooking center or an outdoor fireplace provided that the improvements are included within a landscape project that the contractor is supervising and that, in the case of an outdoor fireplace, it is not attached to a dwelling.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

SECTION 1. Section 7027.5 of the Business and Professions Code is amended to read:

7027.5. (a) A landscape contractor working within the classification for which the license is issued may design systems or facilities for work to be performed and supervised by that contractor.

(b) Notwithstanding any other provision of this chapter, a landscape contractor working within the classification for which the license is issued may enter into a prime contract for the construction of ~~a~~ *any of the following*:

(1) A swimming pool, spa, or hot tub provided the improvements are included within the landscape project that the landscape contractor is supervising and the construction of any swimming pool, spa, or hot tub is subcontracted to a single licensed contractor holding a Swimming Pool (C-53) classification or performed by the landscape contractor if the landscape contractor also holds a Swimming Pool (C-53) classification. The contractor constructing the swimming pool, spa, or hot tub may subcontract with other appropriately licensed contractors for the completion of individual components of the construction.

(2) *An outdoor cooking center, provided that the improvements are included within a landscape project that the contractor is supervising. For purposes of this subdivision, an “outdoor cooking center” means an unenclosed area within a landscape that is used for the cooking or preparation of food or beverages.*

(3) *An outdoor fireplace, provided that it is included within a landscape project that the contractor is supervising and is not attached to a dwelling.*